



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Alan Rasmussen, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Tuesday, March 26, 2019 at 10:26 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme, second by Commissioner Rutten to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Larry Temme, Ben Rutten and Alan Rasmussen. Also, present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mathew F. Salwei, Applicant; Carmen C. and Vivian L. Eucker, property owners; and Jeff Jarecki, Attorney representative for property owners. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Chairman Rasmussen acknowledged the publication notice for the record.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by Mathew F. and Amber L. Salwei. Carmen C. and Vivian L. Eucker are the property owners of the real estate referenced herein. The application request is to divide 22.26± acres of which 1.55± acres is occupied by County Road Right-of-Way, from a parcel of land to purchase the existing family building site. This parcel of land is located in a fraction of the NW1/4NW1/4 of Section 35, Township 21 North, Range 5 West of the 6th P.M., Boone County, Nebraska.

Upon receiving a copy of the survey at the March 26, 2019 Board hearing, the following changed/corrected in the proceedings from the posted Board agenda: acres changed from 22.27± to 22.26±.

Jeff Jarecki explained to the Board that the purpose for dividing the 22.26± acres from the parcel of land is for Carmen and Vivian Eucker to sell the existing family building site to their son in-law and daughter Mathew and Amber Salwei, whom presently lives on the building site and farms the real estate. A survey for 22.26± acres of which 1.55± acres is occupied by County Road Right-of-Way, is completed. An Agriculture District A-1 Agreement has been signed by Mathew and Amber Salwei. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 22.26± acres from the existing parcel of land. Ziemba said that there were no objections to the request.

Motion made by Rasmussen, second by Temme to close said public hearing at 10:31 A.M. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Rasmussen to approve the Conditional Use Permit submitted by Mathew and Amber Salwei to divide 22.26 ± acres of which 1.55± acres is occupied by County Road Right-of-Way, from a parcel of land to purchase the existing family building site. This parcel of land is located in a fraction of the NW1/4NW1/4 of Section 35, Township 21 North, Range 5 West of the 6th P.M., Boone County, Nebraska. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk